

M 1023/067
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United States Department of the Interior

BUREAU OF LAND MANAGEMENT FILLMORE FIELD OFFICE

35 East 500 North
Fillmore, UT 84631



In Reply Refer to:
3800
(U-010)
UTU-079454

August 15, 2003

GEORGE FINNEGAN
12430 S REDWOOD RD
RIVERTON UT 84065
Fax: (801) 446-5363

Dear Mr. Finnegan:

On August 14, 2003 Jerry Mansfield, Fillmore Field Office staff Geologist, received a telephone call from Joe Dunlop, concerning Bureau of Land Management (BLM) case file Notice, UTU-079454. Mr. Dunlop requested that a letter be faxed to you describing the conditions that would release the claimants for mining claims UMC367402 and UMC367403 from their reclamation liability. (The reclamation liability stems from the surface disturbance created under Notice UTU-079454 which was created while the claims were in-force.

Notice UTU-079454 expired January 21, 2003. Notification, in the form of a decision, was sent to the operator on May 30, 2003. The decision required that reclamation of the surface disturbance, from operations under UTU-079454, be completed. Reclamation was not initiated nor completed in the time frame allotted in the notification to the operator. The decision included a reclamation cost estimate calculated by this office. The estimate, \$6,105.00, calculated what it would cost the BLM to reclaim the existing disturbance. On July 11, 2003, after the operator failed to respond, the mining claimants were issued an order requiring reclamation. Reclamation was required to commence thirty days from their receipt of the order.

In order for the operator and mining claimants to be relieved of their reclamation liability, the disturbance created under UTU-079454 must be reclaimed to the satisfaction of the Authorized Officer. As stated in our decision dated May 30, 2003, reclamation of the site may be postponed if a sale for the mineral material would be initiated, which included a financial guarantee of \$6,105.00. However, in order for the claimant's reclamation liability to be lifted through a sale, the sale for mineral material must be in-force (sales contract signed by BLM and purchaser) and must include BLM's acceptance of a financial

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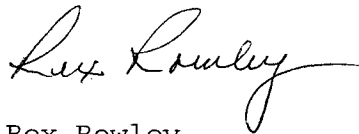
DIV. OF OIL, GAS & MINING

guarantee covering the existing, as well as, proposed surface disturbance, and a statement from the purchaser accepting responsibility for reclamation of the disturbance that occurred during operations under UTU-079454.

Neither of the instances described above eliminates the operator's or claimant's responsibility to meet the requirements of the Utah Division of Oil, Gas & Mining or any other State or Federal regulations.

If you have any questions, please feel free to contact Sheri Wysong at (435) 743-3124 or Jerry Mansfield at (435) 743-3125.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rex Rowley".

Rex Rowley
Field Office Manager

cc: Tom Munson, UDOGM (M/023/067)
Joe Dunlop, 2236 Karalee Way, Sandy, Utah, 84092
Laura Dunlop, 2236 Karalee Way, Sandy, Utah, 84092
Joe Finnegan, 27 Lone Hollow Drive, Sandy, Utah, 84092
Jack Finnegan, 10817 S Canterwood Ct., S. Jordan, UT 84095
Jerome Thorne, 12430 S. Redwood RD., Riverton, UT 84065
Mindy Thorne, 12430 S. Redwood RD., Riverton, UT 84065